IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE M.N.KRISHNAN

MONDAY, THE 3RD DECEMBER 2007 / 12TH AGRAHAYANA 1929

WP(C).No. 35760 of 2007(F)

CMA.6/2007 of ADDL. DISTRICT COURT, PARAVUR
OS.406/2006 of MUNSIFF'S COURT, PERUMBAVOOR

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PETITIONER:

S.CHANDRASEKHARAN, S/O SANKARA PILLAI,
AGED 61, KARTHIKA HOUSE,
RAYAMANGALAM VILLAGE, PULLUVAZHI,
ERNAKULAM DISTRICT.

BY ADV. SRI.JOHNSON MANAYANI

RESPONDENTS:
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1. **N.S.S.KARAYOGAM, VALAYANCHIRANGARA**
   NO.1191, VALAYANCHIRANGARA.

2. **N.S.S.KARAYOGAM, VALAYANCHIRANGARA,**
   NO.1191, REP. BY ITS PRESIDENT
   C.P.GOPALAKRISHNAN, S/O KUNJUNNI NAIR,
   CHANGARA MADATHIL, VENGOLE KARA,
   ARAKAPADY, ERNAKULAM DISTRICT.

3. **N.S.S.KARAYOGAM, VALAYANCHIRANGARA,**
   REP. BY ITS SECRETARY, AJAYAKUMAR,
   S/O KESAVAN NAIR, VIMAL HOUSE,
   VENGOLE KARA, ARAKAPADY VILLAGE,
   ERNAKULAM DISTRICT.

4. **SCHOOL MANAGER, N.S.S.KARAYOGAM,**
   REP. BY C.P.GOPALAKRISHNAN, S/O KUNJUNNI NAIR,
   CHANGARA MADATHIL, VENGOLA KARA,
   ARAKAPADY VILLAGE, ERNAKULAM DISTRICT.

BY

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 03/12/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

M.N.KRISHNAN, J

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W.P.(C) No.35760 OF 2007

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Dated this the 3rd day of December 2007

JUDGMENT

This writ petition is filed with a prayer to issue direction to the Munsiff's Court, Perumbavoor to postpone all further proceedings in O.S.No.406 of 2006. Learned counsel for the petitioner submits before me that the suit is in relation to the management of a school and a revision is pending before the Government to decide the question of management ship. A writ petition was moved before this court and this court has directed the Government to consider the revision which have direct bearing on the subject matter of the suit itself. It is true that the District Court has passed an order to dispose of the matter within a time frame. But, when there are circumstances or materials which are relevant and necessary have to be produced or evidence adduced in that regard, the mere direction shall not defeat the ends of justice.

Therefore, I direct the Munsiff's Court, Perumbavoor not to pronounce the judgment on 4.12.2007 and it is submitted by the learned counsel for the petitioner that he is filing an application to set aside the ex

parte order passed against him which may be considered sympathetically and thereafter the court shall consider that aspect. It is relevant in a case of this nature to have the revisional order of the Government on the question of management and the court may remove the case from the list for a period of one month so as to enable the petitioner to produce that document.

Writ petition is disposed of as above.

M.N.KRISHNAN, JUDGE

Cdp/-